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STATISTICAL INFORMATION ONLY: Debtor must select the number of each of the following items included in the Plan. 0 Valuation of Security Assumption of Executory Contract or Unexpired Lease 0 Lien Avoidance Last revised: August 1, 2020 UNITED STATES BANKRUPTCY COURT **DISTRICT OF NEW JERSEY** 19-32708 In Re: Case No.: Pietro O. Degrande MBK Judge: Debtor(s) **Chapter 13 Plan and Motions** 6/22/21 Original Modified/Notice Required Date: Motions Included Modified/No Notice Required THE DEBTOR HAS FILED FOR RELIEF UNDER CHAPTER 13 OF THE BANKRUPTCY CODE YOUR RIGHTS MAY BE AFFECTED You should have received from the court a separate Notice of the Hearing on Confirmation of Plan, which contains the date of the confirmation hearing on the Plan proposed by the Debtor. This document is the actual Plan proposed by the Debtor to adjust debts. You should read these papers carefully and discuss them with your attorney. Anyone who wishes to oppose any provision of this Plan or any motion included in it must file a written objection within the time frame stated in the Notice. Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated. This Plan may be confirmed and become binding, and included motions may be granted without further notice or hearing, unless written objection is filed before the deadline stated in the Notice. The Court may confirm this plan, if there are no timely filed objections, without further notice. See Bankruptcy Rule 3015. If this plan includes motions to avoid or modify a lien, the lien avoidance or modification may take place solely within the chapter 13 confirmation process. The plan confirmation order alone will avoid or modify the lien. The debtor need not file a separate motion or adversary proceeding to avoid or modify a lien based on value of the collateral or to reduce the interest rate. An affected lien creditor who wishes to contest said treatment must file a timely objection and appear at the confirmation hearing to prosecute same. The following matters may be of particular importance. Debtors must check one box on each line to state whether the plan includes each of the following items. If an item is checked as "Does Not" or if both boxes are checked, the provision will be ineffective if set out later in the plan. THIS PLAN: ☐ DOES ☒ DOES NOT CONTAIN NON-STANDARD PROVISIONS. NON-STANDARD PROVISIONS MUST ALSO BE SET FORTH IN PART 10. ☐ DOES ☒ DOES NOT LIMIT THE AMOUNT OF A SECURED CLAIM BASED SOLELY ON VALUE OF COLLATERAL. WHICH MAY RESULT IN A PARTIAL PAYMENT OR NO PAYMENT AT ALL TO THE SECURED CREDITOR. SEE MOTIONS SET FORTH IN PART 7, IF ANY.

oxtimes DOES oxtimes DOES NOT AVOID A JUDICIAL LIEN OR NONPOSSESSORY, NONPURCHASE-MONEY SECURITY INTEREST.

POD

Initial Co-Debtor: ___

Initial Debtor: __

SEE MOTIONS SET FORTH IN PART 7, IF ANY.

Initial Debtor(s)' Attorney: ___

ATA

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Part 1:	Paym	nent and Length of	f Plan			
a.	The de	btor shall pay \$	1,522	per	month	to the Chapter 13 Trustee, starting on
		7/1/2021				
b.	The del	otor shall make plar	n payments to	the Trust	tee from the fo	ollowing sources:
	\boxtimes	Future earnings				•
	_	· ·		•1		
	Ш	Other sources of t	funding (descr	ibe sourc	ce, amount an	d date when funds are available):
C.	Use of	real property to sat	isty plan oblig	jations:		
	☐ Sa	ale of real property				
	Des	scription:				
	Pro	posed date for com	pletion:			
	□ Re	efinance of real prop	perty:			
	Des	scription:	•			
	Pro	posed date for com	pletion:			
	☐ Lo	an modification with	n respect to m	ortgage e	encumbering	property:
	Des	scription:				
	Pro	posed date for com	pletion:			
d.	. \square The	e regular monthly m	ortgage paym	nent will c	ontinue pend	ing the sale, refinance or loan modification.
e.	. \square Oth	ner information that	may be impor	tant relat	ing to the pay	ment and length of plan:

Dort 2.	Adequate Protection	Z	NONE
rait 2.	Adequate Protection		NONE

a. Adequate protection payments will be made in the amount of \$	to be paid to the Chapter
13 Trustee and disbursed pre-confirmation to	(creditor).
b. Adequate protection payments will be made in the amount of \$	to be paid directly by the

_ (creditor).

Part 3: Priority Claims (Including Administrative Expenses)

a. All allowed priority claims will be paid in full unless the creditor agrees otherwise:

debtor(s) outside the Plan, pre-confirmation to:

Creditor	Type of Priority	Amount to be Paid
CHAPTER 13 STANDING TRUSTEE	ADMINISTRATIVE	AS ALLOWED BY STATUTE
ATTORNEY FEE BALANCE	ADMINISTRATIVE	BALANCE DUE: \$ 4,090.00
DOMESTIC SUPPORT OBLIGATION		
Internal Revenue Service	Taxes	\$17,661.14
NJ Division of Taxation	Taxes	\$1,323.98
Capital One Auto Finance	Administrative - Attorney fees	\$313.00
Harley Davidson	Administrative - Attorney fees	\$431.00
JP Morgan Chase	Administrative - Attorney fees	\$538.00

υ.	Domestic Support Obligations assigned of owed to a governmental unit and paid less than full amount.
	Check one:
	X None
	☐ The allowed priority claims listed below are based on a domestic support obligation that has been assigned
	to or is owed to a governmental unit and will be paid less than the full amount of the claim pursuant to 11 U.S.C.1322(a)(4):

Creditor	Type of Priority	Claim Amount	Amount to be Paid
	Domestic Support Obligations assigned or owed to a governmental unit and paid less than full amount.		

D 4 4			01	
Part 4:	Secu	rea	Ola	IIM

a. Curing Default and Maintaining Payments on Principal Residence: NONE

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor shall pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)
Freedom Mortgage	6 Tweentown Close	\$40,148.19	0%	\$40,148.19	\$2,800.00
Freedom Mortgage (Post-petition arrears)	6 Tweentown Close	\$41,233.82	0%	\$41,233.82	

b. Curing and Maintaining Payments on Non-Principal Residence & other loans or rent arrears: NONE

The Debtor will pay to the Trustee (as part of the Plan) allowed claims for arrearages on monthly obligations and the debtor will pay directly to the creditor (outside the Plan) monthly obligations due after the bankruptcy filing as follows:

Creditor	Collateral or Type of Debt	Arrearage	Interest Rate on Arrearage	Amount to be Paid to Creditor (In Plan)	Regular Monthly Payment (Outside Plan)
Capital One Auto Finance	2019 Subaru Ascent	\$10.00	0%	\$10.00	\$0
Harley Davidson	2018 H-D FLTRXS RD GLIDE SPECIA	\$581.97	0%	\$581.97	per contract

c. Secured claims excluded from 11 U.S.C. 506: X NONE

The following claims were either incurred within 910 days before the petition date and are secured by a purchase money security interest in a motor vehicle acquired for the personal use of the debtor(s), or incurred within one year of the petition date and secured by a purchase money security interest in any other thing of value:

Name of Creditor	Collateral	Interest Rate	Amount of Claim	Total to be Paid through the Plan Including Interest Calculation

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d. Requests for valuation of security, Cram-down, Strip Off & Interest Rate Adjustments X NONE

1.) The debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral," plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an unsecured claim.

NOTE: A modification under this Section ALSO REQUIRES the appropriate motion to be filed under Section 7 of the Plan.

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor Interest in Collateral	Annual Interest Rate	Total Amount to be Paid

2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.

e. Surrender X NONE

Upon confirmation, the stay is terminated as to surrendered collateral only under 11 U.S.C. 362(a) and that the stay under 11 U.S.C 1301 be terminated in all respects. The Debtor surrenders the following collateral:

Creditor	Collateral to be Surrendered	Value of Surrendered Collateral	Remaining Unsecured Debt

Chase	The following secured c	cted by the Plan □ NONE laims are unaffected by the Plan:	NE		
Cred	ditor	Collateral		Total Amor	unt to be igh the Plan
Par	t 5: Unsecured Claims □	NONE			
	 □ Not less than \$ ☑ Not less than 0 □ Pro Rata distribution 	ed allowed non-priority unsecured to be distributed pro percent from any remaining funds unsecured claims shall be treated	o rata	id:	
Cre	ditor	Basis for Separate Classification	Treatment		Amount to be Paid

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Part 6: Executory Contracts and Unexpired Leases ☒ NONE

(NOTE: See time limitations set forth in 11 U.S.C. 365(d)(4) that may prevent assumption of non-residential real property leases in this Plan.)

All executory contracts and unexpired leases, not previously rejected by operation of law, are rejected, except the following, which are assumed:

Creditor	Arrears to be Cured in Plan	Nature of Contract or Lease	Treatment by Debtor	Post-Petition Payment

Part /: Motions 🗀 NONI	Part 7:	Motions		E
------------------------	---------	---------	--	---

NOTE: All plans containing motions must be served on all affected lienholders, together with local form, *Notice of Chapter 13 Plan Transmittal*, within the time and in the manner set forth in D.N.J. LBR 3015-1. A *Certification of Service*, *Notice of Chapter 13 Plan Transmittal*, and valuation must be filed with the Clerk of Court when the plan and transmittal notice are served.

a. Motion to Avoid Liens Under 11. U.S.C. Section 522(f).

NONE

The Debtor moves to avoid the following liens that impair exemptions:

Creditor	Nature of Collateral	Type of Lien	Amount of Lien	Value of Collateral	Amount of Claimed Exemption	Sum of All Other Liens Against the Property	Amount of Lien to be Avoided
LVNV Funding	6 Tweentown Close	Judgment	\$878.00	\$271,906.00	\$1.00	\$376,724.00	\$878.00

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b. Motion to Avoid Liens and Reclassify Claim from Secured to Completely Unsecured.

The Debtor moves to reclassify the following claims as unsecured and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor's Interest in Collateral	Total Amount of Lien to be Reclassified

c. Motion to Partially Void Liens and Reclassify Underlying Claims as Partially Secured and Partially Unsecured. ☒ NONE

The Debtor moves to reclassify the following claims as partially secured and partially unsecured, and to void liens on collateral consistent with Part 4 above:

Creditor	Collateral	Scheduled Debt	Total Collateral Value	Amount to be Deemed Secured	Amount to be Reclassified as Unsecured

Part 8: Other Plan Provisions

a. Vesting of Property of the Estate

▼ Upon confirmation

☐ Upon discharge

b. Payment Notices

Creditors and Lessors provided for in Parts 4, 6 or 7 may continue to mail customary notices or coupons to the Debtor notwithstanding the automatic stay.

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c. Order of Distribution	
The Standing Trustee shall pay allowed claims in the	e following order:
1) Ch. 13 Standing Trustee commissions	
2) Andrew T. Archer, Esquire	
3) Secured Creditors	
4) Priority Creditors/Unsecured Creditors	
d. Post-Petition Claims	
The Standing Trustee \square is, $oxed{\mathbb{Z}}$ is not authorized to 305(a) in the amount filed by the post-petition claimant.	pay post-petition claims filed pursuant to 11 U.S.C. Section
Part 9: Modification ☐ NONE	
NOTE: Modification of a plan does not require that a s served in accordance with D.N.J. LBR 3015-2. If this Plan modifies a Plan previously filed in this ca Date of Plan being modified: 12/4/2019	
Explain below why the plan is being modified: Plan needs to be modified to change distribution to general unsecured creditors. Plan was originally set to 100% based on income as compared to claims known to the debtor. After claims were filed, the plan was mistakenly not modified to reduce distribution to pro-rata.	Explain below how the plan is being modified: Distribution to General Unsecured Creditors is reduced to 0% distribution. Plan extended to 66 months remaining.
Debtor's income was affected by COVID.	Plan payment is reduced to \$1,522.00.
	-

Are Schedules I and J being filed simultaneously with this Modified Plan?

Yes

☐ No

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Part 10:	: Non-Standard Provision(s): Signatures Required	
Non-Stan	andard Provisions Requiring Separate Signatures:	
X	I NONE	
	☐ Explain here:	
Any non	on-standard provisions placed elsewhere in this plan are ineffective	·.
Signature	ıros	
Oignature	1165	
The Debto	btor(s) and the attorney for the Debtor(s), if any, must sign this Pla	٦.
certify tha	ing and filing this document, the debtor(s), if not represented by an nat the wording and order of the provisions in this Chapter 13 Plan d Motions, other than any non-standard provisions included in Part	are identical to Local Form, Chapter 13
I certify ur	under penalty of perjury that the above is true.	
Date: <u>6/22</u>		O. DeGrande
	Debtor	
Date:	loint D	bio
	Joint De	POIOF

/s/ Andrew T. Archer
Attorney for Debtor(s)

Date: 6/22/2021

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United States Bankruptcy Court District of New Jersey

In re: Case No. 19-32708-MBK

Pietro O. Degrande Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 3
Date Rcvd: Jul 06, 2021 Form ID: pdf901 Total Noticed: 37

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

++ Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.P.2002(g)(4).

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was

undeliverable.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 08, 2021:

Recip ID		Recipient Name and Address
db	+	Pietro O. Degrande, 6 Tweentown Close, New Hanover, NJ 08511-1209
cr	+	Harley-Davidson Credit Corp., POB 340514, Tampa, FL 33694-0514
518671806		American Express National Bank, c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701
518603993	+	Amex, Correspondence/Bankruptcy, Po Box 981540, El Paso, TX 79998-1540
518680985	+	Bank of Missouri, Total Card Inc, 2700 S Lorraine Place, Sioux Falls, SD 57106-3657
518671820		Capital One, N.A., c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701
518603998	+	Cenlar Mortgage Central Loan Administrat, Attn: Bankruptcy, 425 Phillips Blvd, Ewing, NJ 08618-1430
519169039		Freedom Mortgage Corporation, 10500 Kincaid Drive, Fishers, IN 46037-9764
519169040		Freedom Mortgage Corporation, 10500 Kincaid Drive, Fishers, IN 46037-9764, Freedom Mortgage Corporation, 10500 Kincaid Drive Fishers, IN 46037-9764
518664413	+	Harley-Davidson Credit Corp., PO Box 9013, Addison, Texas 75001-9013
518710313		HomeBridge Financial Services, Inc., c/o Cenlar FSB, Ewing, NJ 08618
518841584	++	STATE OF NEW JERSEY, DIVISION OF TAXATION BANKRUPTCY UNIT, PO BOX 245, TRENTON NJ 08646-0245 address filed with court:, State of New Jersey, Department of Treasury, Division of Taxation, PO Box 245, Trenton, NJ 08695-0245
518604009		State of New Jersey Division of Taxation, Compliance & Enforcement-Bankruptcy Unit, PO Box 245, Trenton, NJ 08695-0267
518604010	+	Total Visa/Bank of Missouri, Po Box 85710, Sioux Falls, SD 57118-5710

TOTAL: 14

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Standard Time.			
Recip ID smg	Notice Type: Email Address Email/Text: usanj.njbankr@usdoj.gov	Date/Time	Recipient Name and Address
Sing		Jul 06 2021 22:20:00	U.S. Attorney, 970 Broad St., Room 502, Rodino Federal Bldg., Newark, NJ 07102-2534
smg	+ Email/Text: ustpregion03.ne.ecf@usdoj.gov	Jul 06 2021 22:20:00	United States Trustee, Office of the United States Trustee, 1085 Raymond Blvd., One Newark Center, Suite 2100, Newark, NJ 07102-5235
cr	+ Email/PDF: acg.acg.ebn@americaninfosource.com	Jul 06 2021 22:28:10	Capital One Auto Finance, a division of Capital On, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
518603995	+ Email/PDF: AIS.cocard.ebn@americaninfosource.com	Jul 06 2021 22:28:19	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
518603997	+ Email/PDF: AIS.COAF.EBN@Americaninfosource.com	Jul 06 2021 22:28:10	Capital One Auto Finance, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
518612697	+ Email/PDF: acg.acg.ebn@americaninfosource.com	Jul 06 2021 22:28:14	Capital One Auto Finance, a division of, AIS Portfolio Services, LP, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
518677863	+ Email/PDF: acg.acg.ebn@americaninfosource.com	Jul 06 2021 22:28:19	Capital One Auto Finance, a division of Capital On, P.O. Box 4360, Houston, TX 77210-4360
518650010	+ Email/PDF: EBN_AIS@AMERICANINFOSOURCE.COM	Jul 06 2021 22:28:10	Capital One Bank (USA), N.A., 4515 N Santa Fe

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		Ave, Oklahoma City, OK 73118-7901
518603999	+ Email/Text: bk.notifications@jpmchase.com Jul 06 2021 22::	20:00 Chase Auto Finance, Attn: Bankruptcy, Po Box 901076, Fort Worth, TX 76101-2076
518604000	+ Email/Text: convergent@ebn.phinsolutions.com Jul 06 2021 22::	20:00 Convergent Outsourcing, Inc., Attn: Bankruptcy, Po Box 9004, Renton, WA 98057-9004
518604001	+ Email/PDF: creditonebknotifications@resurgent.com Jul 07 2021 11:	46:04 Credit One Bank, Attn: Bankruptcy Department, Po Box 98873, Las Vegas, NV 89193-8873
518604002	Email/Text: mrdiscen@discover.com Jul 06 2021 22:	19:00 Discover Financial, Attn: Bankruptcy Department, Po Box 15316, Wilmington, DE 19850
518617327	Email/Text: mrdiscen@discover.com Jul 06 2021 22:	19:00 Discover Bank, Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
518604003	+ Email/Text: GenesisFS@ebn.phinsolutions.com Jul 06 2021 22::	20:00 Genesis Bc/Celtic Bank, Attn: Bankruptcy, Po Box 4477, Beaverton, OR 97076-4401
518604004	+ Email/Text: bankruptcy.notices@hdfsi.com Jul 06 2021 22::	
518604005	Email/Text: sbse.cio.bnc.mail@irs.gov Jul 06 2021 22:	•
518668935	Email/Text: bk.notifications@jpmchase.com Jul 06 2021 22::	
518604007	+ Email/Text: PBNCNotifications@peritusservices.com Jul 06 2021 22:	19:00 Kohls/Capital One, Attn: Credit Administrator, Po Box 3043, Milwaukee, WI 53201-3043
518604008	+ Email/PDF: resurgentbknotifications@resurgent.com Jul 06 2021 22::	, ,
518697104	Email/PDF: resurgentbknotifications@resurgent.com Jul 06 2021 22::	
518679791	Email/Text: bnc-quantum@quantum3group.com Jul 06 2021 22::	
518679789	Email/Text: bnc-quantum@quantum3group.com Jul 06 2021 22::	
518691713	+ Email/PDF: EBN_AIS@AMERICANINFOSOURCE.COM Jul 06 2021 22::	

TOTAL: 23

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
518603994	*+	Amex, Correspondence/Bankruptcy, Po Box 981540, El Paso, TX 79998-1540
518603996	*+	Capital One, Attn: Bankruptcy, Po Box 30285, Salt Lake City, UT 84130-0285
518612699	*+	Capital One Auto Finance, a division of, AIS Portfolio Services, LP, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
518604006	##+	KML Law Group, 216 Haddon Avenue Suite 406, Collingswood, NJ 08108-2812

TOTAL: 0 Undeliverable, 3 Duplicate, 1 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

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Date Rcvd: Jul 06, 2021 Form ID: pdf901 Total Noticed: 37

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 08, 2021 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 2, 2021 at the address(es) listed below:

Name Email Address

Albert Russo

docs@russotrustee.com

Andrew Thomas Archer

on behalf of Debtor Pietro O. Degrande aarcher@spillerarcherlaw.com

 $bankruptcy@brennerlawoffice.com; mcdoherty_18\bar{7}750@ecf.courtdrive.com; R64966@notify.bestcase.com, and the control of the$

Denise E. Carlon

 $on\ behalf\ of\ Creditor\ HomeBridge\ Financial\ Services\ Inc.\ dcarlon@kmllawgroup.com,\ bkgroup@kmllawgroup.com$

Gavin Stewart

on behalf of Creditor Harley-Davidson Credit Corp. bk@stewartlegalgroup.com

Harold N. Kaplan

on behalf of Creditor JPMORGAN CHASE BANK N.A. hkaplan@rasnj.com, informationathnk@aol.com

Jason Brett Schwartz

on behalf of Creditor Capital One Auto Finance a division of Capital One, N.A. jschwartz@mesterschwartz.com

Matthew K. Fissel

on behalf of Creditor Freedom Mortgage Corporation wbecf@brockandscott.com

Sindi Mncina

on behalf of Creditor JPMORGAN CHASE BANK N.A. smncina@raslg.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 9